IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.36400 of 2008
VIJAY SINHA … … Petitioner
Versus
THE STATE OF BIHAR … … Opp. Party
- - - -

2. 29.9.2008 Heard.

It is a renewal prayer, earlier having been dismissed by this Court in Cr. Misc. No. 22865 of 2007. The merits of the matter were all considered by the earlier dismissal order. In that view, I do not find any reason to reconsider the same.

As regards the sluggish speed of the trial, it is contended that the petitioner is in custody since 16.8.2006 and in spite of the charges being framed on 20.8.2007, no witness has been examined by the trial court. It is not disputed that the case is under trial before Fast Track Court-II, Patna, and this Court believes that the Presiding Officer of that particular court probably knows that some of the accused persons are in custody and the learned Judge has not been able to get produced a single witness before him. He should do it and expedite the hearing by taking up the matter on day-to-day basis.

The petition is dismissed.

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Kanth (Dharnidhar Jha, J.)